GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in execution of the works 'CPWS Scheme to Madhavaram and other habitations in Tadepalligudem (M), West Godavari Dist and CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant' - Disciplinary proceedings against Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Articles of Charge – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.VI) DEPARTMENT

G.O.RT.No. 339 **Dated: 25-04-2019**

Read the following:

1.From DG (V&E), GA (V&E) Department, Vigilance Report No.113(1067/V&E/E/2016), Dt.30.11.2017.
2.G.O.Rt.No.337, PR&RD (Vig.VI) Department, Dt.25.04.2019.

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ORDER:

It is proposed to hold an inquiry against Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of APCS (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, is invited to Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMEN

To

Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, **through** Engineer-in-Chief, Rural Water Supply & Sanitation, Andhra Pradesh, Vijayawada.

The Engineer-in-Chief, Rural Water Supply & Sanitation, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government)

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – I

Statement showing the Articles of Charge framed against Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist.

CHARGE:-

That Sri V.Vijaya Kumar, while working as Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist., has committed the irregularities in execution of two works in as much as, he has i) check measured and recommended for payment to the item of sand Cushion below Pipe line in Konala Segment with deficient thickness, in work No.2 'CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant' ii) executed the sand cushion below pipe line in Mandapaka segment with deficient thickness in work No.2 'CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant' and iii) also executed sand cushion below the pipeline in both Mandapaka & Konala Segments with material that predominantly contains silt instead of sand defeating the very purpose of laying sand cushion below the pipelines in work No.2 'CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant'.

By his above mentioned acts, Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, failed to discharge his duties as per rules, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-II

Statement of imputations of misconduct in support of Charges framed against Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist

The V&E authorities in their report No. 113 (1067/V&E/E/2016), dt.30.11.2017 of G.A(V&E) Department have reported the following irregularities:-

1. Deficiencies in thickness of sand cushion below pipe line were more than 20% and liable for rejection at two locations of Mandapaka segment & one location of Konala segment in work No.2 'CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant'. Sri V.Vijaya Kumar, Deputy Executive Engineer check measured a uniform thickness of 150mm for sand cushion below pipe line. The Executive Engineer, the Deputy Executive Engineer (Quality control) and V&E officials inspected the Konala segment on different dates and found deficiencies beyond tolerable limits at different locations, which indicates that the measurements by the field officials were not done at site. The V&E officials identified deficiencies beyond tolerable limits in Mandapaka segment also.
2. The officers themselves mentioned in the measurement book that the said recovery of Rs.3,97,112/- was made towards presences of excess silt content. The recovery was not made for the deficiency in depth of sand cushion. Even if the version of the officer is considered that depth of sand cushion was restricted to 100mm, the deficiency in Konala segment was still 45% and liable for rejection as per PR&RD (Vig.I) Dept., Vide Circular Memo. No. 15320/Vig.I/2005-I, dt.12.05.2006.
3. The material used as cushion below pipe lines predominantly contains silt rather than sand. The material that was used as sand cushion was not tested by Sri V.Vijaya Kumar. The officers themselves recovered 1/3rd (33.33%) of recorded quantity of sand cushion towards presence of excess silt content. Thus the original purpose of laying a sand cushion below pipe lines was defeated due to presence of excessive silt.
4. The officer presumed that they considered 100mm thickness of sand by recovering Rs.3,97,112/- from the bill. Even if it was true, the deficiencies pointed out by the Deputy Executive Engineer (Quality Control) would be 30mm (30%), 20mm (20%), 10mm (10%) and nil at the inspected location. The action as per PR&RD (Vig.I) Dept., Vide Circular Memo.No.15320/Vig.I/2005-I, Dt.12.05.2006 is rejection at the 1st location and recovery of three times the agreement value at the 2nd location and recovery of two times the agreement value at the 3rd location. But, the officers failed to follow the guidelines even after lapse of six months from the date of inspection of Deputy Executive Engineer (Quality control). From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and executed poor quality of work.

By his above mentioned acts, Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist, failed to discharge his duties as per rules, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Hence the charge.

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – III

List of documents by which the Articles of Charge framed against Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist are proposed to be sustained.

1. V&E Report.No.113 (1067/V&E/E/2016), dt.30.11.2017 of G.A (V&E) Department.

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – IV

List of witnesses by which the Articles of Charge framed against Sri V.Vijaya Kumar, Dy.E.E RWS&S S.D, Tanuku of West Godavari Dist are proposed to be sustained.

NIL

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

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